

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
WASHINGTON, D.C.**

**THE DETROIT NEWS, INC. and
DETROIT NEWSPAPER PARTNERSHIP, L.P.,
a limited partnership, a/k/a DETROIT MEDIA PARTNERSHIP
and DETROIT FREE PRESS, INCORPORATED, general partner
Respondent DN and Respondent DMP**

and

Case 07-CA-132726

**DETROIT FREE PRESS, INCORPORATED and
DETROIT NEWSPAPER PARTNERSHIP, L.P.,
a limited partnership, a/k/a DETROIT MEDIA PARTNERSHIP
and DETROIT FREE PRESS, INCORPORATED, general partner
Respondent DFP and Respondent DMP**

and

Case 07-CA-132729

**NEWSPAPER GUILD OF DETROIT, LOCAL 34022
OF THE NEWSPAPER GUILD/CWA, AFL-CIO
Charging Union**

**MOTION OF COUNSEL FOR THE GENERAL COUNSEL TO REMAND CASES
07-CA-132726 AND 07-CA-132729 TO THE REGIONAL DIRECTOR FOR
APPROVAL OF NON-BOARD SETTLEMENT**

1. Following issuance of an Administrative Law Judge's decision on August 12, 2015, the above-captioned matter was transferred to the Board on the same date. Exceptions were filed by Respondent DN, Respondent DFP and Respondent DMP on October 12 and 13, 2015, respectively. Cross-exceptions were filed on October 27, 2015. The case now awaits decision by the Board. At issue in the case are 8(a)(1) and

8(a)(5) allegations of direct dealing and bypassing the Charging Union, in addition to unilateral changes to Respondents' parking system and the effects of such changes.

2. Negotiations between each of the Respondents and the Charging Union have led to the resolution and ratification of a new collective bargaining agreement. Under the agreement, Respondents will pay a \$700 signing bonus to each Unit employee. Also, Respondents agreed to a 1.5% raise retroactive to February 24, 2015, and additional wage increases of 1.5% and 1% in each of the next two years, respectively. Employees in the Units will have no increases in employee healthcare contributions over the life of the agreement. Finally, the Charging Union has agreed that parking for Unit employees will be provided on the "same basis" and "same extent" as for non-Unit employees and the collective bargaining agreement also provides that there would be no increase in parking rates until November 1, 2016.

The Region and the Charging Union estimate that that the amount to be paid under the new collective bargaining agreement's signing bonus constitutes at least 100% of the aggregate backpay owed to employees who made use of Respondents' parking system for parking expenses from the date of the Administrative Law Judge's imposition of a limited make whole order under *Transmarine Navigation Corp.*, 170 NLRB 389 (1968) and *Melody Toyota*, 326 NLRB 846 (1998) in her decision.

3. The Charging Union submitted a withdrawal request to Region Seven on April 27, 2016. (Exhibit 1). Employees in each of the Units overwhelmingly ratified the collective bargaining agreement on April 29, 2016.

4. Under the circumstances, the Regional Director for Region Seven intends to approve the Charging Union's withdrawal request based on the described collective bargaining agreement reached by the parties.

Accordingly, Counsel for the General Counsel moves that the Board remand Cases 07-CA-132726 and 07-CA-132729 to the Region for issuance of an order approving withdrawal of Charging Union's charges based on the non-Board settlement.

Dated at Detroit, Michigan this 11th day of May, 2016.

/s/ Ingrid L. Kock

Ingrid L. Kock
Counsel for the General Counsel
National Labor Relations Board
Region Seven
Patrick V. McNamara Federal Bldg.
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the Motion Of Counsel For The General Counsel To Remand Cases 07-Ca-132726 And 07-Ca-132729 To The Regional Director For Approval Of Non-Board Settlement inThe Detroit News, Inc. and Detroit Newspaper Partnership, L.P., a limited partnership,a/k/a Detroit Media Partnership And The Detroit Free Press, Incorporated., general partner, Case 07-CA-132726 and

Detroit Free Press, Incorporated and Detroit Newspaper Partnership, L.P., a limited partnership a/k/a Detroit Media Partnership, and The Detroit Free Press, Incorporated, a general partner, Case 07-CA-132729

were served by E-Filing and E-Mail on this 11th day of May, 2016, on the following:

Via E-Gov, E-filing:

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Re: Case Nos. 07-CA-132726 and 07-CA-132729

Ingrid:

The Newspaper Guild of Detroit, Charging Party in the above-captioned cases, hereby withdraws the unfair labor practice charges.

Sincerely,

A handwritten signature in dark ink that reads "Duane F. Ice". The signature is written in a cursive, slightly stylized font.

Duane F. Ice

Exhibit 1